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Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

Chapter 11

**NOTICE OF HEARING RE  
OBJECTION TO PROOFS OF  
CLAIMS FILED BY LAMOINE AND  
LOIS MURRAY FOR CLAIM NOS.  
10725-00443, AND 10725-00608 FOR  
DUPLICATIVE CLAIMS AND  
LACK OF SUPPORTING  
DOCUMENTATION; AND  
CERTIFICATE OF SERVICE**

**Date of Hearing: October 18, 2011**

**Time of Hearing: 1:30 p.m.**

**Estimated time for Hearing: 5 Minutes**

**THE USACM LIQUIDATING TRUST IS OBJECTING TO A CLAIM THAT  
YOU FILED. THE USACM TRUST SEEKS TO DISALLOW CLAIM NO. 10725-  
00608 IN ENTIRETY ON THE GROUND IT IS DUPLICATIVE OF ANOTHER  
CLAIM THAT YOU FILED. FURTHER THE USACM TRUST SEEKS TO  
DISALLOW CLAIMS 10725-00443 AND 10725-00608 ON THE GROUND THAT  
THEY WERE FILED WITHOUT SUPPORTING DOCUMENTATION. THE  
DISPOSITION OF THE ALREADY PROCESSED CLAIMS WILL NOT BE  
AFFECTED BY THE COURT'S RULING ON THIS OBJECTION**

**PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY  
COURT TO DISCUSS THE MERITS OF YOUR CLAIM. QUESTIONS  
REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A CLAIM**

1 **SHOULD BE DIRECTED TO BRANT FYLLING AT SIERRA GROUP**  
2 **CONSULTING, LLC (602-424-7009) OR TO UNDERSIGNED COUNSEL, JOHN**  
3 **HINDERAKER (520-629-4430).**

4 **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust, by and  
5 through its counsel, has filed its Objection to proofs of claims filed by Lamoine and Lois  
6 Murray for Claim Nos. 1075-00443, and 10725-00608 for duplicative claims and lack of  
7 supporting documentation(with Certificate of Service) (the “Objection”). The first page of  
8 your Proofs of claim as required by Nevada LR 3007 as **Exhibit A**, is attached to the  
9 Objection. The USACM Liquidating Trust has requested that this Court enter an order,  
10 pursuant to section 502 of title 11 of the United States Code (the “Bankruptcy Code”) and  
11 Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”),  
12 disallowing your Proofs of claim in entirety to the extent that they were duplicative of  
13 another claim that you filed and that they were filed without supporting documentation.  
14 The disposition of the processed claims will not be affected by the court’s ruling on this  
15 objection

16 **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held  
17 before the Honorable Linda B. Riegler, U.S. Bankruptcy Court Judge in the Foley Federal  
18 Building, 300 Las Vegas Blvd. South, 3<sup>rd</sup> Floor, Courtroom No. 1, Las Vegas, Nevada on  
19 **October 18, 2011, at the hour of 1:30 p.m.**

20 **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON OCTOBER**  
21 **18, 2011, WILL BE HELD FOR THE PURPOSE OF STATUS CHECKS AND**  
22 **SCHEDULING EVIDENTIARY HEARINGS ONLY. NO ARGUMENTS WILL BE**  
23 **HEARD ON THAT DATE.**

24 **NOTICE IS FURTHER GIVEN** that pursuant to Local Rule 9014(d), any  
25 response to the objection must be filed and service must be completed no later than  
26 **fourteen (14) days** preceding the hearing date. The opposition must set forth all relevant  
facts and any relevant legal authority.

1 If you object to the relief requested, you *must* file a **WRITTEN** response to this  
2 pleading with the Court. You *must* also serve your written response on the person who  
3 sent you this notice.

4 If you do not file a written response with the Court, or if you do not serve your  
5 written response on the person who sent you this notice, then:

- 6 • The Court may *refuse to allow you to speak* at the scheduled hearing; and
- 7 • The Court may *rule against you* and sustain the objection without formally  
8 calling the matter at the hearing.

9 Dated: September 14, 2011

LEWIS AND ROCA LLP

11 By s/ John Hinderaker (AZ 18024)

Robert M. Charles, Jr., NV 6593

John Hinderaker, AZ 18024 (*pro hac vice*)

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*Attorneys for the USACM Liquidating Trust*

16 Copy of the foregoing was deposited in  
17 first class postage prepaid U.S. Mail on  
September 14, 2011 to:

18 Lamoine Murray and Lois H Murray  
19 4934 Larkspur Ln  
Ogden, UT 84403-4426

20 s/ Matt Burns

21 Matt Burns, Paralegal  
22 Lewis and Roca LLP